

FOR COURT USE ONLY

(Space for court address)

FILE NUMBER:

Beginning with the first statement due after December 31, 2007, each annual information statement filed with an appointing court by a private professional conservator or guardian must also show compliance with the continuing education requirements of rules 7.1060(e) or 7.1010(e) for the previous calendar year. (Cal. Rules of Court, rules 7.1060(h)(2)(A) and 7.1010(h)(2)(A).) Complete and file a *Declaration of Private Professional Conservator or Guardian—Continuing Education* (form GC-006) with your annual information statement for that purpose.

states as follows:

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GC-005

DECLARATION OF PRIVATE PROFESSIONAL ☐ **CONSERVATOR** ☐ **GUARDIAN**
(Name): **CONCERNING QUALIFICATIONS FOR APPOINTMENT**

FILE NUMBER:

4. ☐ **Education and experience** (Complete unless item 2 applies. You must show that you have satisfied at least one of items 4a through 4e. Check all that apply. If you do not satisfy item 4c, you must also complete item 6.)

I have:

- a. ☐ (1) A four-year undergraduate degree or equivalent from the following institution, an accredited educational institution within the meaning of rule 7.1060 or 7.1010 (name of college or university):

Degree (describe):

Date awarded:

- (2) AND one or more of the following:

- (a) ☐ A minimum of two years' employment experience in a position and with an entity described in rule 7.1060(b)(2)(A)(i) or 7.1010(b)(2)(A)(i), as follows:

Employer (name and type of entity or firm):

Position and responsibilities (describe):

Inclusive dates of employment:

☐ Continued on Attachment 4a(2)(a).

- (b) ☐ A minimum of two years' experience as a court-appointed conservator or guardian of the person or estate of an adult or a minor, as follows:

Appointing court (name of court, and state and county or other district designation):

Case number:

Inclusive dates of appointment:

Name of conservatee or ward:

☐ Continued on Attachment 4a(2)(b).

- (c) ☐ A certificate as a paralegal from an accredited educational institution and a minimum of two years' employment as a paralegal with a primary emphasis in a probate-related area of practice, as follows:

Certifying institution (specify):

Employer (name):

Paralegal duties (describe):

Inclusive dates of employment:

☐ Continued on Attachment 4a(2)(c).

- b. ☐ (1) A two-year undergraduate degree or equivalent in a behavioral science, or in business, nursing, or accounting from the following institution, an accredited educational institution within the meaning of rule 7.1060 or 7.1010 (name of college or university):

Degree (describe):

Date awarded:

- (2) AND one or more of the following:

- (a) ☐ A minimum of five years' employment experience in a position and with an entity described in rule 7.1060(b)(2)(A)(i) or 7.1010(b)(2)(A)(i), as follows:

Employer (name and type of entity or firm):

Position and responsibilities (describe):

Inclusive dates of employment:

☐ Continued on Attachment 4b(2)(a) .

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DECLARATION OF PRIVATE PROFESSIONAL <input type="checkbox"/> CONSERVATOR <input type="checkbox"/> GUARDIAN (Name): _____ CONCERNING QUALIFICATIONS FOR APPOINTMENT	FILE NUMBER: _____
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4. b. (2) (b) ☐ A minimum of five years' experience as a court-appointed conservator or guardian of the person or estate of an adult or a minor, as follows:
 Appointing court (*name of court, and state and county or other district designation*):

Case number: _____ Inclusive dates of appointment: _____

Name of conservatee or ward: _____

☐ Continued on Attachment 4b(2)(b) .

- (c) ☐ A certificate as a paralegal from an accredited educational institution and a minimum of five years' employment as a paralegal with a primary emphasis in a probate-related area of practice, as follows:

Certifying institution (*specify*): _____Employer (*name*): _____Paralegal duties (*describe*): _____

Inclusive dates of employment: _____

☐ Continued on Attachment 4b(2)(c)

- c. ☐ Been appointed, qualified, and acted as conservator of the person, the estate, or both, or guardian of the estate or the person and estate of at least 10 persons in the state of California in the five-year period immediately preceding January 1, 2006. The names of the conservatees or wards, the appointing courts and case numbers, and the dates of my appointment as conservator or guardian are stated in Attachment 4c to this declaration.
- d. ☐ A current active license in good standing, or an inactive license that was current, active, and in good standing within five years of January 1, 2006 or my appointment as a conservator or guardian by this court, whichever is later, in the California profession identified below. This license was neither revoked nor resigned or surrendered with proceedings for revocation pending (*specify license and license number or other identification*):

- (1) ☐ Attorney at law.
 (2) ☐ Certified public accountant
 (3) ☐ Educational psychologist
 (4) ☐ Licensed clinical social worker
 (5) ☐ Marriage and family therapist
 (6) ☐ Physician or surgeon
 (7) ☐ Psychologist
 (8) ☐ Registered nurse

License number or other identification: _____

- e. ☐ Experience as a retired judge or justice of a California trial or appellate court, or a commissioner or juvenile court referee who was employed by a California court on a full-time basis at the time of retirement.

Judicial officer position: _____

Court: _____

Retirement date: _____

5. Personal or professional conductI have not (*specify all that apply*):

- a. ☐ Been convicted of a felony, or of a misdemeanor involving abuse or neglect of a child or of an elderly or dependent adult.
- b. ☐ Been determined to be liable in a civil action or proceeding for conversion, embezzlement, fraud, misappropriation, misrepresentation, or theft.
- c. ☐ Been removed as a fiduciary by a court for actions involving breach of fiduciary duty, conversion, fraud, misappropriation, misrepresentation, or theft.

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DECLARATION OF PRIVATE PROFESSIONAL ☐ **CONSERVATOR** ☐ **GUARDIAN**
 (Name): **CONCERNING QUALIFICATIONS FOR APPOINTMENT**

FILE NUMBER:

6. ☐ **Certificate in professional fiduciary management** *(Unless item 2 applies, you must complete this item if you qualify for appointment under item 4a, 4b, 4d, or 4e of this form, but not under item 4c [prior experience as an appointed conservator or guardian in California in 10 matters within five years before January 1, 2006].)*
- a. ☐ I have completed an educational program in professional fiduciary management for guardians or conservators approved by the California Administrative Office of the Courts and have received a certificate or its equivalent.
- (1) Educational institution:
- (2) Certificate received:
- (3) Date completed:
- b. ☐ **(Calendar year 2006 only)** I will complete an educational program in professional fiduciary management for guardians or conservators approved by the California Administrative Office of the Courts during 2006, and will supplement this declaration with proof of completion before January 1, 2007.
7. ☐ **Pre-2006 appointments as private professional conservator or guardian** *(unless item 2 applies, you must complete this item if: (1) you were appointed and qualified as a conservator, or as a guardian of the estate or the person and estate, in one or more matters in this court before January 1, 2006 in your capacity as a private professional conservator or guardian; and (2) you do not qualify as a private professional conservator or guardian under any of the alternatives described in items 4a–4e of this form.)*
- a. I was appointed and qualified before January 1, 2006 as a private professional fiduciary and am currently acting in the following matters in this court, as a ☐ conservator ☐ guardian of the estate or the person and estate.
- | | <u>Case Name</u> | <u>Case Number</u> | <u>Dates Appointed and Qualified</u> |
|-----|------------------|--------------------|--------------------------------------|
| (1) | | | |
| (2) | | | |
| (3) | | | |
| (4) | | | |
| (5) | | | |
- ☐ Continued on Attachment 7a.
- b. ☐ I would be willing to continue as conservator or guardian of the estate or the person and estate, on conditions approved by the court, in ☐ all of the matters listed in item 7a ☐ the following matters:
- | | <u>Case Name</u> | <u>Case Number</u> |
|-----|------------------|--------------------|
| (1) | | |
| (2) | | |
| (3) | | |
- ☐ Continued on Attachment 7b.
- c. I understand that I cannot be appointed as a private professional conservator or guardian on any new matters in this court until I qualify under one of the alternatives described in items 4a–4e of this form, and that I must ask the court for permission to resign in any pending matter in which I do not desire to remain as conservator or guardian.
8. ☐ **Additional information required by court** Additional information required by this court is ☐ filed with this form ☐ contained in Attachment 8.

I declare under penalty of perjury under the laws of the State of California that the foregoing, including statements made in all attachments, is true and correct.

Dated:

(TYPE OR PRINT NAME)

(SIGNATURE)